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Via E-mail (RRicci@lowenstein.com)

Richard F. Ricci, Esq.
Lowenstein Sandler, LLP
1 Lowenstein Drive
Roseland, New Jersey 07068

Re: Rolling Knolls Landfill Superfund Site

Dear Mr. Ricci:

As counsel for the Trust¹, please accept this follow up letter to our conference call of September 2nd.

As discussed on our call, the Trust has not, and certainly has no intention of, violating the terms of the Settlement Agreement and Restrictive Covenant. To the contrary, the Trust took great pains to ensure that no such breach would exist. The express terms of the MOU provide in no uncertain terms that nothing in that document obligates the Trust to breach any agreements that exist with the Group. Far from a “gratuitous statement”, said express provision was intentionally included in the MOU in order to leave no doubt that the Trust would honor the Settlement Agreement and Restrictive Covenant.

Further, the MOU, by its express terms, is non-binding upon the parties, nor does it require any party thereto to undertake any action or assume any responsibility. Instead, the MOU is merely an expression of intent between the MOU parties to engage in talks. Put simply, encouraging the voluntary engaging in discussions is the sum and substance of the MOU, nothing more.

¹ For consistency, the defined terms in your letter of August 25, 2021 are utilized herein.

In closing, the Trust reserves its right to serve a formal reply to the allegations of breach set forth in your August 25th letter. We believe the parties are better served by avoiding any escalation of tension and discord at this time. Of course, an appropriate response will be sent if events warrant.

Very truly yours,
SEDA, CAMPISANO & CAMPISANO, LLC

A handwritten signature in black ink, appearing to read "Damon R. Sedita", written over a horizontal line.

DAMON R. SEDITA

DRS/jd